

1 Mark A. Romeo, Bar No. 173007
mromeo@littler.com
2 Derek S. Hecht, Bar No. 273039
dhecht@littler.com
3 LITTLER MENDELSON P.C.
18565 Jamboree Road
4 Suite 800
Irvine, California 92612
5 Telephone: 949.705.3000
Fax No.: 949.724.1201

6 Attorneys for Plaintiff
7 R. R. DONNELLEY & SONS COMPANY

8 Dylan W. Wiseman, Bar No. 173669
dwiseman@buchalter.com
9 Berit L. Elam
belam@buchalter.com
10 BUCHALTER
500 Capitol Mall, Suite 1900
11 Suite 1900
Sacramento, CA 95814
12 Telephone: 916.945.5170

13 Attorneys for Defendants
JOHN PAPPAS III

14
15 UNITED STATES DISTRICT COURT
16 EASTERN DISTRICT OF CALIFORNIA
17

18 R. R. DONNELLEY & SONS
COMPANY, a Delaware corporation,
19
20 Plaintiff,

21 v.

22 JOHN PAPPAS III, an individual, and
DOES 1-10,

23 Defendants.
24
25
26
27
28

Case No. 2:21-cv-00753-JAM-AC

**JOINT STIPULATION FOR
LEAVE TO AMEND
COMPLAINT AND ORDER**

ASSIGNED FOR ALL PURPOSES
TO JUDGE JOHN A. MENDEZ

Trial Date: Not Set
Complaint Filed: April 26, 2021

1 Plaintiff R.R. Donnelley & Sons Company (“Plaintiff”) and Defendant John
2 Pappas III (“Defendant”) by and through their respective counsel of record hereby
3 stipulate as follows:

4 **WHEREAS**, Plaintiff filed its Complaint on April 26, 2021;

5 **WHEREAS**, Defendant filed his Answer on August 23, 2021;

6 **WHEREAS**, Plaintiff, based on evidence uncovered during the discovery
7 process, seeks to file a First Amended Complaint (“FAC”) adding Dome Printing,
8 clean version of which is attached hereto as **Exhibit A**, and redlined version showing
9 the proposed changes from existing Complaint attached as **Exhibit B**;

10 **WHEREAS**, neither Defendant nor Dome Printing object to the filing of the
11 FAC. However, Defendants object to redacting the customer names from the FAC,
12 and reserve their rights to object to contest the redactions;

13 **WHEREAS**, the parties wish to avoid the time and expense of a Motion for
14 Leave to Amend Plaintiff’s Complaint;

15 **WHEREAS**, all Parties reserve their respective rights, including Defendant’s
16 right to challenge a Motion to Seal portions of the FAC and to contest the
17 redactions;

18 **NOW THEREFORE**, the Parties, by and through their respective counsel,
19 and subject to the Court’s approval, hereby request that the Court enter the FAC
20 attached as Exhibit A and to add Dome Printing as a named Defendant in this matter,
21 and stipulate to the Court ordering that Exhibit A be filed as an amended complaint,
22 and with all Parties reserving their respective rights.

23 **IT IS SO STIPULATED.**
24
25
26
27
28

1 Dated: October 18, 2021

LITTLER MENDELSON P.C.

2
3
4 /s/Mark A. Romeo

Mark A. Romeo
Derek S. Hecht

5
6 Attorneys for Plaintiff
R. R. DONNELLEY & SONS
COMPANY
7

8 Dated: October 18, 2021

BUCHALTER

9
10 /s/Dylan W. Wiseman

Dylan W. Wiseman
Berit L. Elam

11
12 Attorneys for Defendant
JOHN PAPPAS III
13
14
15

16 [REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]
17
18
19
20
21
22
23
24
25
26
27
28

ORDER

Pursuant to the Stipulation of Plaintiff R.R. Donnelley & Sons Company and Defendant John Pappas III filed concurrently herewith and good cause appearing, IT IS HEREBY ORDERED Plaintiff's First Amended Complaint, attached hereto as Exhibit A, shall be deemed filed and served as of the date that this Order is signed. It is further ORDERED that Dome Printing is added as a Defendant in this matter.

Upon the entry of this order, Plaintiff shall file the unredacted version of Exhibit A with the Court pursuant to the Court's procedures for the filing of sealed documents, and within seven days of the entry of this order shall file a Motion to Seal the First Amended Complaint.

IT IS SO ORDERED.

Dated: 10/20/2021

/s/John A. Mendez

THE HONORABLE JOHN A. MENDEZ
UNITED STATES DISTRICT COURT JUDGE

4842-1411-5839.2 / 080723-1059